IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

OP.No. 20693 of 2001(L)

PETITIONER:

BADRA ESTATE & INDUSTRIES LTD.,
EMPIRE INDUSTRY, 29 INFANTRY ROAD,
BANGALORE, REP. BY ITS
DIRECTOR ZACHARIAH KURIAN.

BY ADV. SRI.BECHU KURIAN THOMAS
SRI.PRAKASH PUTHIADAM
SRI.MARKOSE THOMAS

RESPONDENTS:
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1. STATE OF KERALA REP. BY ITS
SECRETARY, DEPARTMENT OF REVENUE,
TRIVANDRUM.

2. SPECIAL DEPUTY TAHSILDAR(RR),
PERINTHALMANNA.

3. INSPECTING ASSISTANT COMMISSIONER(SPL)
AIT & ST, KOZHIKODE.

4. DEPUTY COMMISSIONER(APPEALS),
COMMERCIAL TAXES, KOZHIKODE.

BY G.P. SMT.SMITHA SUKUMAR

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO.33593/2001 IN O.P. NO.20693/2001

DISMISSED:

6.12.2007 SD/-(C.N.RAMACHANDRAN NAIR, JUDGE.)

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF THE ASSESSMENT ORDER DT.17.7.93 FOR THE YEAR 1991/92.

P1(a): TRUE COPY OF APPEAL NUMBERED AS AITA 83/93 DT.10.9.98.

P2: TRUE COPY OF THE MODIFIED ASSESSMENT ORDER ISSUED BY R3.

P3: TRUE ABSTRACT COPY OF PAGES 1,7&8 OF THE ASSESSMENT ORDER DT.22.6.95 FOR THE YEAR 1993/94.

P3(a): TRUE COPY OF ASSESSMENT ORDER DT.12.11.97.

P3(b): TRUE COPY OF ORDER DT.10.9.98 IN AITA 62/97.

P4: TRUE COPY OF ASSESSMENT ORDER DT.20.6.97 FOR THE YEAR 1995/96.

P4(a): TRUE ABSTRACT COPY OF PARAGRAPHS 1,2,5,7 AND 8 OF THE APPELLATE ORDER DT.10.9.98 IN AITA 24/97.

P5: TRUE COPY OF THE ASSESSMENT ORDER DT.17.3.98 ISSUED BY R3 FOR THE ASSESSMENT YEAR 1996/97.

P6: TRUE COPY OF THE ORDER DT.14.6.84 ISSUED BY COMMISSIONER OF INCOME TAX.

P7: TRUE COPY OF NOTIFICATION DT.11.6.2001 NUMBERED AS GO(P)67/2001/TD.

P8: TRUE COPY OF APPEAL PETITION DT.24.6.98.

P8(a): TRUE COPY OF THE STAY PETITION DT.24.6.98.

P9: TRUE COPY OF REPRESENTATION DT.6.10.98 SUBMITTED BY PETITIONER.

P10: TRUE COPY OF DEMAND NOTICE ISSUED BY R2 UNDER THE RR ACT.

P10(a): TRUE COPY OF DEMAND NOTICE U/S.33 OF THE R.R. ACT NUMBERED AS D8-1719/2001.

TRUE COPY

PA TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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O.P. No.20693 of 2001

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Dated this the 6th day of December, 2007.

JUDGMENT

The O.P. was filed after filing statutory appeal produced as Ext.P8. It is for the petitioner to pursue statutory remedy. The O.P. is disposed of directing the appellate authority to dispose of the appeal, if not already done, without any delay.

C.N.RAMACHANDRAN NAIR
Judge

pms